



11-15-04

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New

PATENT
Docket No. 475442001210

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Norman Green

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Judith W. ZYSKIND et al.

Serial No.: 09/805,664

Filing Date: March 13, 2001

For: METHODS FOR IDENTIFYING ANTI-MICROBIAL AGENTS (AS AMENDED)

Examiner: J. Fredman

Group Art Unit: 1634

**STATEMENT TO SUPPORT FILING AND SUBMISSION
IN ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825 AND §§ 1.52(e) AND 1.96(c)**

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

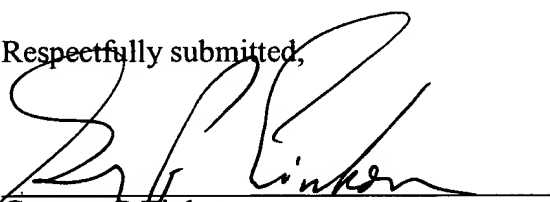
The undersigned hereby states that the contents of the computer readable form copy (labeled "CRF") of the Sequence Listing and the paper copy (pages 1-3) of the Sequence Listing, submitted in accordance with 37 C.F.R. §§ 1.821-1.825, § 1.52(e) and § 1.96(c), respectively, are the same. The submission includes no new matter.

Please note that Applicants have enclosed a computer readable form copy labeled "CRF" and a paper copy of the Sequence Listing (pages 1-3). Applicants request consideration and entry of the Sequence Listing paper copy and computer readable form copy. Pursuant to 37 C.F.R. 1.77, please enter the paper copy of the Sequence Listing after the Abstract.

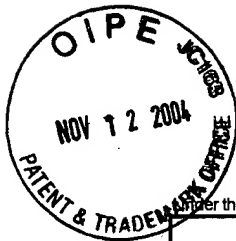
I hereby state that I have reviewed the paper copy of the Sequence Listing contained on pages 1 to 3 of said Sequence Listing, as required by 37 CFR 1.821(c), and have reviewed the computer readable form copy of the Sequence Listing, as required by 37 CFR 1.821(e), and that the content of the paper and computer readable form copy for the above-referenced Patent application are the same as required by 37 CFR 1.821(f).

In the unlikely event that the Patent Office determines that an extension and/or other relief is required as a result of this statement, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due to our **Deposit account no. 03-1952** referencing 475442001210. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: November 12, 2004

Respectfully submitted,

By: _____
Gregory P. Einhorn
Registration No. 38,440

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PTO/SB/21 (09-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/805,664	
	Filing Date	March 13, 2001	
	First Named Inventor	Judith W. ZYSKIND	
	Art Unit	1634	
	Examiner Name	J. Fredman	
Total Number of Pages in This Submission	7	Attorney Docket Number	475442001210

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input checked="" type="checkbox"/> CD, Number of CD(s) <u>1</u> <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Examiner's Request (1 page) Statement to Support Filing (2 pages) Paper Sequence Listing (3 pages) Return Receipt Postcard
Remarks Customer No. 25225		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MORRISON & FOERSTER LLP		
Signature			
Printed name	Gregory P. Einhorn		
Date	November 12, 2004	Reg. No.	38,440

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 391856575 US, in an envelope addressed to: MS Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 12, 2004

Signature:

(Norman Green)



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Dated: November 12, 2004 Signature: Norman Green

(Norman Green)

Docket No.: 475442001210
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Judith W. ZYSKIND et al.

Application No.: 09/805,664

Examiner: J. Fredman

Filed: March 13, 2001

Art Unit: 1634

For: METHODS FOR IDENTIFYING ANTI-
MICROBIAL AGENTS (AS AMENDED)

**RESPONSE TO EXAMINER'S REQUEST FOR RESUBMISSION OF
PAPER COPY AND COMPUTER READABLE COPY OF SEQUENCE LISTING**

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Examiner's request during a November 12, 2004 teleconference with Applicants' representative, Applicants re-submit herewith a paper copy and computer readable form copy in connection with the above-identified application.

Applicants respectfully believe that the Examiner's request is satisfied herewith and that the allowed application may proceed toward issuance.

Dated: November 12, 2004

Respectfully submitted,

By Gregory P. Einhorn

Gregory P. Einhorn

Registration No.: 38,440
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